## U.S. Department of Justice



United States Attorney Southern District of New York

The Silvio J. Mollo Building One Saint Andrew's Plaza New York, New York 10007

## By Facsimile

The Honorable Loretta A. Preska United States District Judge Southern District of New York Daniel Patrick Moynihan U.S. Courthouse 500 Pearl Street, Room 1320 New York, New York 10007

October 262 ELECTRONICALLY FILED DATE FILED:

United States v. Calvin Swen and Charles Blamo 07 Cr. 462 (LAP)

Dear Judge Preska:

A pre-trial conference in this case is scheduled for Monday, October 29, 2007, at 9:30 p.m. At the last conference, counsel for the defendant was relieved, and the defendant was given time to find a new lawyer. He has retained a new lawyer. New counsel for the defendant and the Government have discussed a potential disposition for this case, but both parties need additional time to discuss this. Further, the co-defendant, Charles Blamo, was recently arrested in Georgia, and is being removed to this district by the United States Marshals Service. For these reasons, the parties jointly request than the conference scheduled for October 29, 2007, be adjourned to November 15, 2007, at 11:30 a.m., a date provided by Your Honor's Deputy. At that conference, the parties expect to either have reached a disposition, or be ready to set a date for trial.

If the Court grants this request, then the Government respectfully requests that the Court exclude time from October 29, 2007, until November 15, 2007, pursuant to the Speedy Trial Title 18, United States Code, Section 3161(h)(8)(A). The ends of justice served by such continuance outweigh the interest of the public and the defendant in a speedy trial because the continuance will allow the defendant time to have any appropriate

SO ORDERED

LORETTA A. PRE

UNITED STATES DISTRICT JUDGE

Vetole 30, 2007

Hon. Loretta A. Preska October 26, 2007 Page 2

discussions regarding a possible disposition of this case. Counsel for defendant consents to this request for the exclusion of time.

Respectfully submitted,

MICHAEL J. GARCIA United States Attorney

By:

Toda Blanche

Assistant U.S. Attorney

(212) 637-2494

(212) 637-2937 (facsimile)

cc: John Murphy, Esq.
Attorney for Defendant

(by facsimile)